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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/628,780	07/28/2003	Norikazu Niimi	782_087 CON	4511
25191 7	590 06/29/2004		EXAM	INER
BURR & BR			WILLIAMS	, JOSEPH L
- +	NY 13261-7068		ART UNIT	PAPER NUMBER
			2879	
			DATE MAILED: 06/29/200	4

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary    Application No.   10/628,780     NIIMI, NORIKAZU   Examiner   Joseph L. Williams   2879     Art Unit   2879     Art Unit   2879     A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.   Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be limely filled after Six (b) (MXITHS from the mailing date of this communication.   If the pentiod for reply specified above is less than thirty (30) days, and will apply and will expire SiX (b) MOXITHS from the mailing date of this communication.   If the pentiod for reply within the set that counter is set to reply within the set or actended period for reply with present set the set and the set that the set of the	- Lja		
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* See the attached detailed Office action for a list of the certified copies not received.	d.		• •
Attachment(s)			ttachment(s)
1) Notice of References Cited (PTO-892)  4) Interview Summary (PTO-413)			Notice of References Cited (PTO-892)
2) Notice of Draftsperson's Patent Drawing Review (PTO-948)  3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  Paper No(s)/Mail Date 7/28/03.  Paper No(s)/Mail Date 7/28/03.  Paper No(s)/Mail Date 9/28/03.  Paper No(s)/Mail Date 9/28/03.  Paper No(s)/Mail Date 9/28/03.  Paper No(s)/Mail Date 9/28/03.		) 5) D Notice of Informal F	) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08

Application/Control Number: 10/628,780

Art Unit: 2879

### **DETAILED ACTION**

## Specification

1. The abstract of the disclosure is objected to because the reference numbers are not in parenthesis. Correction is required. See MPEP § 608.01(b).

The disclosure is objected to because of the following informalities: The status of the parent Application should be updated to read "now U.S. Patent No 6,635,993".

Appropriate correction is required.

# Allowable Subject Matter

2. Claims 1-17 are allowed.

The following is an examiner's statement of reasons for allowance: Regarding independent claim 1,the prior art of record neither shows nor suggest a joined body comprised of, in part, a first member made of a metal, a second member made of a ceramic or a cermet, and a main phase comprising a porous bone structure having open pores, the porous bone structure comprising a sintered product of metal powder, and a glass phase impregnated into the open pores of the porous bone structure, along with the other limitations of the claim.

Due to their dependency, claims 2-17 are necessarily allowable.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Application/Control Number: 10/628,780

Art Unit: 2879

### Conclusion

3. This application is in condition for allowance except for the following formal matters:

Please refer to the above Action.

Prosecution on the merits is closed in accordance with the practice under *Ex* parte Quayle, 1935 C.D. 11, 453 O.G. 213.

A shortened statutory period for reply to this action is set to expire **TWO**MONTHS from the mailing date of this letter.

#### **Contact Information**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joseph L. Williams whose telephone number is (571) 272-2465. The examiner can normally be reached on M-F (6:30 AM-3:00 PM).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nimeshkumar D. Patel can be reached on (571) 272-2457. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Art Unit: 2879

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

VIP PATEL
PRIMARY EXAMINER